SB Civil Writ Petition No. 7381/2002
Hem Singh Vs Judge,Labour Court-I,Jaipur & ors
3.9.2007

Hon'ble Mr Justice Ashok Parihar

Mr MF Beg – for petitioner
Mr Hawa Singh – for respondents
BY THE COURT:

The application of the petitioner under section 33 (C)(2) of the Industrial Disputes Act, 1947 for computation of over-time wages has been rejected by the Labour Court vide order dated 17.11.2000, which is under challenge in the present writ petition.

The Labour Court, on the basis of evidence, held that the petitioner failed to prove his over-time. Even as per admission of the petitioner he used to remain on duty from 10.00 PM to 6.00 AM. Admittedly, residential quarter has also been provided to the petitioner in the premises. The Labour Court has also taken note of the contradictions in the statement made by the petitioner. Since, after due consideration, proper discretion has been made by the Labour Court, in the facts and circumstances, no further interference is called for by this court under writ jurisdiction. The writ petition is dismissed accordingly as having no merit.

(Ashok Parihar) J.

bnsharma